

Franchise and Concession Review Committee Public Meeting
December 13, 2017

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PUBLIC MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

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2 Lafayette Street,
14th Floor Auditorium
New York, New York

December 13, 2017
3:00 p.m.

JAMES A. TETTA
COURT REPORTER

Franchise and Concession Review Committee Public Meeting
December 13, 2017

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APPEARANCES:

Mayor:
Peter Hatch

Clerk:
Stephanie Ruiz

Office of the Mayor:
Benjamin Furnas

Corporation Counsel:
Sharon Cantor

Office of Management and Budget:
Yvonne Quintian

Comptroller:
Jennifer Conovitz

Borough President of Manhattan:
James Caras

Borough President of Brooklyn:
Tonya Cantlo-Cockfield

Borough President of Queens:
Angelina Martinez-Rubio

Borough President of Staten Island:
Lashay Young

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PROCEEDINGS

MR. HATCH: Good afternoon. The Public Hearing will now come to order. Will the clerk please call the roll.

THE CLERK: Mayor.

MR. HATCH: Here.

THE CLERK: Office of the Mayor.

MR. FURNAS: Here.

THE CLERK: Comptroller.

MS. CONOVITZ: Here.

THE CLERK: Corporation Counsel.

MS. CANTOR: Here.

THE CLERK: Office of Management and Budget.

MS. QUINTIAN: Here.

THE CLERK: President Borough of the Bronx.

(No response.)

THE CLERK: President Borough of Brooklyn.

MS. CANTLO-COCKFIELD: Here.

THE CLERK: President Borough of Manhattan.

MR. CARAS: Here.

THE CLERK: President Borough of

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Queens.

MS. MARTINEZ-RUBIO: Here.

THE CLERK: President Borough of
Staten Island.

MS. YOUNG: Here.

MR. HATCH: Will the clerk please
call the first calendar item?

THE CLERK: New York City Department
of Parks and Recreation, Calendar Item
Number 1, in the matter of the intent to
seek Franchise and Concession Review
Committee approval to utilize a
different procedure, pursuant to Section
1-16 of the concession Rules of the City
of New York, to authorize the New York
City Department of Parks and Recreation
to enter into an amendment to the
existing license agreement between Parks
and Statue Cruises, LLC for the
operation of three landing slips at The
Battery for the purposes of embarking
and discharging passengers on a regular
schedule in the operation of passenger
ferries between The Battery and Liberty

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2 and Ellis Islands, embarking and
3 discharging passengers of vessels on
4 sightseeing cruises and other ferry
5 operations, which may include but are
6 not limited to, ferry service to
7 Governors Island, and day and night
8 charters of vessels, owned, operated or
9 chartered by Statue Cruises, LLC.

10 At the request of the agency, this
11 item will be held over to a special
12 public meeting.

13 MR. HATCH: Thank you. Meeting
14 adjourned.

15 (Thereupon, the meeting was
16 concluded at 3:05 P.M.)
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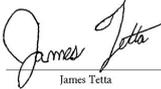
C E R T I F I C A T E
STATE OF NEW YORK)
: ss
COUNTY OF NASSAU)

I, JAMES A. TETTA, a Notary Public within
and for the State of New York, do hereby
certify:

That the witness whose examination is
hereinbefore set forth was duly sworn and that
such an examination is a true record of the
testimony given by such a witness.

I further certify that I am not related to
any of these parties to this action by blood or
marriage, and that I am not in any way
interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my
hand this 13th day of December, 2017.



James Tetta

13th 6:19	cantor 2:8 3:12	discharging 4:23 5:3	include 5:5	5:12,13,15 (4)
action 6:15	caras 2:12 3:24	duly 6:11	intent 4:11	ms 3:10,12,15,21 4:3,6 (6)
adjourned 5:14	certify 6:9,14	ellis 5:2	interested 6:17	my 6:18
afternoon 3:2	chartered 5:9	embarking 4:22 5:2	into 4:18	nassau 6:5
agency 5:10	charters 5:8	enter 4:18	island 2:16 4:5 5:7	new 1:11,11 4:9,16,16 6:3,8 (7)
agreement 4:19	city 4:9,15,17	examination 6:10,12	islands 5:2	night 5:7
am 6:14,16	clerk 2:4 3:4,5,7, 9,11,13,16,19,22,2 5 4:4,7,9 (14)	existing 4:19	item 4:8,10 5:11	no 3:18
amendment 4:18	come 3:3	ferries 4:25	james 1:20 2:12 6:7	notary 6:7
angelina 2:15	committee 1:4 4:13	ferry 5:4,6	jennifer 2:11	now 3:3
appearances 2:2	comptroller 2:10 3:9	first 4:8	lafayette 1:11	number 4:11
approval 4:13	concession 1:4 4:12,15	forth 6:11	landing 4:21	office 2:6,9 3:7,13 (4)
authorize 4:16	concluded 5:16	franchise 1:4 4:12	lashay 2:17	operated 5:8
battery 4:22,25	conovitz 2:11 3:10	furnas 2:6 3:8	liberty 4:25	operation 4:21,24
benjamin 2:6	corporation 2:7 3:11	further 6:14	license 4:19	operations 5:5
between 4:19,25	counsel 2:7 3:11	given 6:13	limited 5:6	order 3:3
blood 6:15	county 6:5	good 3:2	llc 4:20 5:9	other 5:4
borough 2:12,13,15,16 3:16,19,22,25 4:4 (9)	court 1:20	governors 5:7	management 2:9 3:13	outcome 6:17
bronx 3:17	cruises 4:20 5:4,9	hand 6:19	manhattan 2:12 3:23	over 5:11
brooklyn 2:13 3:20	day 5:7 6:19	hatch 2:3 3:2,6 4:7 5:13 (5)	marriage 6:16	owned 5:8
budget 2:9 3:14	december 1:13 6:19	hearing 3:3	martinezrubio 2:15 4:3	parks 4:10,17,19
c 6:2,2	department 4:9,17	held 5:11	matter 4:11 6:17	parties 6:15
calendar 4:8,10	different 4:14	hereby 6:8	may 5:5	passenger 4:24
call 3:4 4:8		hereinbefore 6:11	mayor 2:3,6 3:5,7 (4)	passengers 4:23 5:3
cantlocockfield 2:14 3:21		hereunto 6:18	meeting 1:3	peter 2:3

<p>please 3:4 4:7</p> <p>pm 1:3 5:16</p> <p>president 2:12,13,15,16 3:16,19,22,25 4:4 (9)</p> <p>procedure 4:14</p> <p>proceedings 3:1</p> <p>public 1:3 3:3 5:12 6:7 (4)</p> <p>purposes 4:22</p> <p>pursuant 4:14</p> <p>queens 2:15 4:2</p> <p>quintian 2:9 3:15</p> <p>record 6:12</p> <p>recreation 4:10,17</p> <p>regular 4:23</p> <p>related 6:14</p> <p>reporter 1:20</p> <p>request 5:10</p> <p>response 3:18</p> <p>review 1:4 4:12</p> <p>roll 3:4</p> <p>ruiz 2:5</p> <p>rules 4:15</p> <p>schedule 4:24</p> <p>section 4:14</p> <p>seek 4:12</p>	<p>service 5:6</p> <p>set 6:11,18</p> <p>sharon 2:8</p> <p>sightseeing 5:4</p> <p>signature 6:23</p> <p>slips 4:21</p> <p>special 5:11</p> <p>ss 6:4</p> <p>state 6:3,8</p> <p>staten 2:16 4:5</p> <p>statue 4:20 5:9</p> <p>stephanie 2:5</p> <p>street 1:11</p> <p>such 6:12,13</p> <p>sworn 6:11</p> <p>testimony 6:13</p> <p>tetta 1:20 6:7</p> <p>thank 5:13</p> <p>thereupon 5:15</p> <p>these 6:15</p> <p>three 4:21</p> <p>tonya 2:14</p> <p>true 6:12</p> <p>utilize 4:13</p> <p>vessels 5:3,8</p> <p>way 6:16</p> <p>whereof 6:18</p>	<p>which 5:5</p> <p>whose 6:10</p> <p>will 3:3,4 4:7 5:11 (4)</p> <p>within 6:7</p> <p>witness 6:10,13,18</p> <p>x 1:2,5</p> <p>york 1:11,11 4:9,16,16 6:3,8 (7)</p> <p>young 2:17 4:6</p> <p>yvonne 2:9</p> <p>305 5:16</p> <p>2017 1:13 6:19</p>		
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PUBLIC MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

WEDNESDAY, DECEMBER 13, 2017 @ 2:30 P.M.

2 LAFAYETTE STREET, NEW YORK, NY

NOTE: INDIVIDUALS REQUESTING SIGN LANGUAGE INTERPRETERS SHOULD CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES, 253 BROADWAY, 9TH FL., NEW YORK, N.Y. 10007 (212) 788-7490, NO LATER THAN SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC MEETING. TDD USERS SHOULD CALL VERIZON RELAY SERVICE.

*Franchise and Concession Review Committee Public Meeting
Wednesday, December 13, 2017 @ 2:30 P.M.*

NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION

No. 1: **IN THE MATTER** of the intent to seek Franchise and Concession Review Committee approval to utilize a different procedure, pursuant to Section 1-16 of the Concession Rules of the City of New York, to authorize the New York City Department of Parks and Recreation (Parks) to enter into an amendment to the existing license agreement between Parks and Statue Cruises, LLC ("Licensee") for the operation of three landing slips at The Battery for the purposes of embarking and discharging passengers on a regular schedule in the operation of passenger ferries between The Battery and Liberty and Ellis Islands, embarking and discharging passengers of vessels on sightseeing cruises and other ferry operations, which may include but are not limited to ferry service to Governors Island, and day and night charters of vessels, owned, operated or chartered by Licensee. The amendment, among other things, extends the agreement through September 30, 2019; with two (2) one (1)-year renewal options to be exercised at the sole discretion of Parks. Compensation to the City will be as follows: Licensee shall pay to the City license fees consisting of the greater of a guaranteed minimum annual fee versus a percentage of gross receipts. (January 1, 2018 – December 31, 2018): \$2,500,000 vs. 8.5%; (January 1, 2019 – September 30, 2019): \$1,875,000 vs. 8.5%; First Option Year (October 1, 2019 – September 30, 2020): \$2,500,000 vs. 8.5%; Second Option Year (October 1, 2020 – September 30, 2021): \$2,500,000 vs. 8.5%.

**A proposed resolution was submitted relative thereto.
RESOLUTION FOR ADOPTION.**